

Attorney Docket No.: SJ-0014  
Inventors: Sorrentino et al.  
Serial No.: 09/584,586  
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REMARKS

Claims 1, 3-15 and 29 are pending in this application. Claims 1, 3-15 and 29 have been rejected. Claims 1 and 14 have been amended. No new matter has been added by this amendment. Reconsideration is respectfully requested in light of the following remarks and amendments.

**I. Rejection of Claims under 35 U.S.C. §112, second paragraph**

The Examiner has rejected claims 1, 3-15 and 29 under 35 U.S.C. §112, second paragraph, as being incomplete for omitting essential steps, such omission is suggested to amount to a gap between the steps. The Examiner suggests that the omitted steps are the expression of the ABC transporter. The Examiner suggests that the specification teaches that the transporter is essential but the claims do not require expression after transduction.

In an earnest attempt to facilitate the prosecution of this case, claims 1 and 14 have been amended to clarify that the transduced ABC transporter is expressed. This amendment is supported at Example 1; page 24 at lines 20-24; page 61 at line 13

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and throughout the specification. Withdrawal of this rejection is respectfully requested.

## II. Conclusion

Applicants believe that the foregoing comprises a full and complete response to the Office Action of record. Accordingly, favorable reconsideration and subsequent allowance of the pending claims is earnestly solicited.

Respectfully submitted,

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